



5:37 pm, 8/28/23

United States District Court

For The District of Wyoming

Kelly H. Rankin, United States Magistrate Judge

Margaret Botkins
Clerk of Court

MiYon Bowden, Courtroom Deputy
Melanie Sonntag, Court Reporter
Joseph Layzell, Law Clerk

August 28, 2023
Cheyenne, Wyoming

Case No. 22-cv-138-KHR

CHERISA APPLEHUNT
as next friend of AA

Plaintiff's Attorneys:

Diana Rhodes
Erin Vorhees

Plaintiff,

v.

WALGREEN COMPANY INC

Defendant's Attorneys:

Briana Smith
James Worthen

Defendant.

COURTROOM MINUTES **JURY TRIAL - Day 1**

8:53 AM	Court in session. Preliminary matters discussed with counsel outside the presence of prospective jurors.
9:07 AM	Court in recess to bring prospective Jurors into the courtroom.
9:20 AM	Court in session. Above participants in the presence of 24 prospective Jurors. Opening remarks and explanation of case. Introductions of parties and court staff.
9:32 AM	First oath given to all prospective jurors.
9:37 AM	Second oath given to all prospective jurors. Prospective jurors are qualified.
9:43 AM	Preliminary questions asked by the Court.

9:59 AM Voir dire by the Court

10:36 AM Court in recess.

10:52 AM Court in session. Sidebar discussion with counsel

10:54 AM Court resumes voir dire.

10:56 AM Voir dire for the Plaintiff by Diana Rhodes

11:26 AM Sidebar discussion with counsel. Juror #23 excused for cause. Juror #6 called to the jury box and preliminary questions asked by the Court.

11:33 AM Follow up voir dire of Juror #6 for the Plaintiff by Diana Rhodes

11:35 AM Voir dire for the Defendant by James Worthen

11:58 AM Panel passed for cause. Peremptory challenges commence.

12:08 PM Jurors #26, #10, #20, #2, #24, and #29 dismissed. Selected jurors given oath and instructions given by the Court.

12:18 PM Jury dismissed for lunch. Court recessed.

1:34 PM Court in session.

1:35 PM Jury brought into courtroom

1:36 PM Preliminary jury instructions read by the Court.

1:58 PM Opening statement for Plaintiff by Diana Rhodes

2:28 PM Opening statement for Defendant by James Worthen

2:43 PM Plaintiff's witness Dr. Joel Koenig sworn in.

2:44 PM Direct examination of Dr. Joel Koenig by Erin Vorhees. Plaintiff's exhibits 1, 2, 3, 4, 4a, 4b, 6, 8, 10, 11, and 19 admitted.

3:30 PM Court in recess.

3:47 PM Court in session. Jury brought back into courtroom.

3:48 PM Resume direct examination of Dr. Joel Koenig by Erin Vorhees. Demonstrative exhibits 22a, 29, 26, 25, 23, 21, 20, 27, 28, and 24 published for viewing in court.

4:45 PM Cross examination of Dr. Joel Koenig by James Worthen

5:28 PM Jury dismissed for the day.

5:30 PM Court recessed until 8:30 AM.